

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

JAYLA ALLEN, DAMON JOHNSON,
JOSHUA MUHAMMAD, RAUL SANCHEZ,
and TREASURE SMITH,

Plaintiffs,

v.

Civil Case No. 4:18-cv-3985

WALLER COUNTY, TEXAS; THE WALLER
COUNTY COMMISSIONERS COURT;
JUDGE CARBETT “TREY” J. DUHON III, in
his official capacity as the Waller County Judge;
and CHRISTY A. EASON, in her official
capacity as the Waller County Elections
Administrator,

Defendants.

**PLAINTIFFS’ MOTION TO WITHDRAW PLAINTIFFS’ EMERGENCY
MOTION FOR TEMPORARY RESTRAINING ORDER**

Plaintiffs Jayla Allen, Damon Johnson, Joshua Muhammad, Raul Sanchez, and Treasure Smith (collectively, “Plaintiffs”) hereby file this Motion to Withdraw Plaintiffs’ Emergency Motion for Temporary Restraining Order (the “TRO Motion”) [Dkt. No. 16].

On October 24, 2018, Plaintiffs filed the TRO Motion and supporting memorandum of law [Dkt. No. 17] requesting that the Court enter a temporary restraining order compelling Defendants Waller County, Texas; the Waller County Commissioners Court; Judge Carbett J. Duhon III; and Christy A. Eason (collectively, “Defendants”) to: (a) extend the days and hours of early voting for the 2018 general election in Waller County

at the Memorial Student Center at Prairie View A&M University and the Waller County Community Center or the City Hall in Prairie View; and (b) provide written notice of these requested early voting changes and other relief, as more fully set forth in the TRO Motion.

Since filing the Complaint, the parties have engaged in negotiations regarding Plaintiffs' claims and causes of action. Additionally, on October 24, 2018, Defendant Waller County Commissioners' Court adopted changes to the 2018 early voting schedule at issue. On October 25, 2018, the parties had a status conference before this Court. In light of all of the above, Plaintiffs anticipate that the parties will continue to engage in discussions with Defendants regarding their pending claims and causes of action. Therefore Plaintiffs move to withdraw the TRO Motion, without prejudice.

Respectfully submitted on October 26, 2018,

/s/ Adam T. Schramek

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**Motions for Pro Hac Vice forthcoming*
*** Motions for Pro Hac Vice pending*

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